



**C.L. "Butch" OTTER**

Governor

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Director

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Administrator

# State of Idaho

Department of Administration  
Division of Purchasing

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## **POLICY DIRECTIVE NO. 13-4** **EFFECTIVE July 31, 2013**

This written policy is established pursuant to section 67-5720, Idaho Code and Idaho Purchasing Rule 42.10(iv) (IDAPA 38.05.01.42.10(iv)).

The Administrator of the Division of Purchasing has determined to exempt from competitive acquisition procedures the acquisition of certain legal services, litigation consultants, and expert witnesses (not already exempt as a small purchase under Idaho Purchasing Rule 44 (IDAPA 38.05.01.44)) as follows:

Specialized legal services acquired by state entities and approved by the Attorney General pursuant to the provisions of Idaho Code section 67-1406(3).

Litigation consultants and expert witnesses whose services are directly related to threatened or pending litigation in which the state entity is a party.

The conditions applicable for the exemption to apply are as follows:

1. The state entity must request the exemption in writing, stating the basis for the request and the request must be evidenced and approved by existing legal counsel;
2. The administrator must grant the request in writing;
3. The state entity shall, upon request of the administrator, provide an accounting of moneys spent pursuant to the exemption;
4. The exemption must be reviewed by the administrator no less than every three (3) years; and
5. The administrator may revoke the exemption at any time if the administrator determines the terms of the exemption are not being met or if revocation is in the best interest of the state.

A handwritten signature in blue ink, appearing to read "Bill Burns", written over a horizontal line.

Bill Burns, Administrator